



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

Paper No. 9

DAVID T. YANG  
MORRISON & FOERSTER LLP  
555 WEST FIFTH STREET  
LOS ANGELES, CA 90013-1024

**COPY MAILED**

**NOV 19 2003**

In re Application of  
Erick M. Hirata  
Application No. 09/408,114  
Filed: September 29, 1999  
Attorney Docket No. PD-R98160

**OFFICE OF PETITIONS**  
**NOTICE**

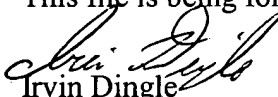
This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28. On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. See **DH Technology v. Synergystex International, Inc.** 154 F.3d 1333, 47 USPQ2d 1865 (Fed. Cir. Sept. 1, 1998).

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. **1098 Off. Gaz. Pat. Office 502 (January 3, 1989).** Therefore, nothing in this Notice is intended to imply that an investigation was done.

Your fee deficiency submission under 37 CFR 1.28 is hereby **ACCEPTED**.

Inquiries related to this communication should be directed to the Office of Petitions Staff at (703) 305-9285.

This file is being forwarded to Technology Center AU 2816.

  
Irvin Dingle  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

# Transaction List

Search by

☐ Accounting Date :  Operator ID:   
(MMDDYY)

Accounting Date

Starts:

Ends:

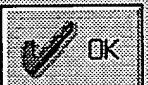
☒ Name/Number:

☐ Attorney Docket N:

☐ Deposit Account No.:



Accounting Date	Operator ID	Seq. No.	Txn Src	Fee Code	St	Amount	Name/Number	Dep Acct
09/09/2003	MGE BREM1	35	SALE	2201	A	42.00	09408114	031952
07/25/2002	LMUELLER	73	SALE	581	A	40.00	09408114	031952
10/02/2000	DNGUYEN	48	SALE	567	A	60.00	09408114	500616
10/07/1999	DBUTLER	67	SALE	101	A	760.00	09408114	500616
10/07/1999	MTHAI1	158	SALE	581	A	40.00	09408114	500616



Adjustment Detail

Authorization Detail



1.28C